No. 56.

...ment of the ... Prof. ...ife ...

...B. Narasinga ... Seringapatam Taluk.

Summary of Representation.—Government may be pleased to undertake the amendment of the Criminal Procedure Code on the lines adopted in British India.

NOTE.—The subject was not discussed as it was replied that it was under consideration.

PROTECTION—(JUDICIAL.)

(Nos. 57 to 70)

SUBJECT No. 57.

...qualifications for Pleaders.

...S. Srinivasa Dikshit, Shimoga District Board, and D. Venkarappa, Shikarpur Municipality.

Summary of Discussion.—In spite of several representations, matriculates were disqualified from becoming pleaders. Let Entrance Examination at least be fixed as the minimum qualification for recognised pleaders. Highly qualified men do not come to small places and inferior courts, particularly Bench Courts. Poor raiyats cannot afford to pay them. Representations for a separate class of criminal lawyers have often been pressed and promised to be considered. Whatever such a criminal lawyer earns will go towards his living or he will supplement it otherwise. There need be no apprehension that he will take to illegitimate methods. For big cases, the services of a highly paid lawyer even from Madras are obtained. That is sentiment to some extent. No doubt, there are mukthyars, but a separate class of criminal lawyers is necessary; or the mukhtyars may be converted into a class of qualified and recognised pleaders.

Reply of Government.—Question of having a better class of mukthyars and having control over them will be considered.

SUBJECT No. 58.

Increasing the scale of lawyers' fees.

Mr. B. N. Raghavaiah, Shimoga Town Municipality.

Summary of Discussion.—Scale of lawyers' fees was fixed long ago. Lawyers no doubt demand and get high fees, but the party has no chance of recouping even a portion of the fees paid.

Per contra it was urged that debtors would be ruined. If fees were raised, lawyers would demand more. Stamp and Court fees are enhanced. Any further increase in lawyers' fees will simply mean ruin.

Relpy of Government.—Government cannot accept this recommendation at present.

SUBJECT No. 59.

Modification of the Rules relating to civil suits entered in the waiting list.

Mr. H. S. Venkatappa Gowda, Tirthahalli Taluk.

Summary of Discussion.—It is a matter of experience that cases are not posted for years.

The Chief Judge pointed out that the member was mistaken and that the rules came into force only a year ago.

It was urged that cases when filed should be posted to a date. There were instances in Shimoga where adjournments went beyond a year; facts and figures were given in last Dasara Session. Adjournments go from 8 months to 1½ years. Cases have been posted to August next.

Per Contra the exact situation was explained by some members of the Bar, who said that there was no hardship and that the practice was good, but that the period of adjournment may be curtailed. Long postings became necessary for the reason that there were older cases to be looked to. Waiting lists were good and went a long way towards

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